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PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
: :
KLAUS W. HARTIG, et. al. : Group Art Unit: 1315
: :
Serial No.: 08/486,643 : Examiner: T. Speer
: :
Filed: June 7, 1995 : Atty. Dkt. No.: 2372.853
: :
For: METHOD OF MAKING HEAT :
TREATABLE, DURABLE, IR- :
REFLECTING SPUTTER-COATED :
GLASSES :

PETITION TO STAY FURTHER PROSECUTION

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

NOV 22 1996

Sir:

Pursuant to the applicable provisions of 37 C.F.R.,
Applicants hereby petition the Commissioner to stay the
prosecution of the subject application to allow the USPTO Board
of Appeals and Interferences to render a decision in the parent
case, Application Serial No. 08/102,281, filed August 5, 1993,
and now pending before that appellate body.

The reasons for this Petition are more fully delineated in
the "Response" to the Office Action dated October 3, 1996, Paper
No. 6, found in the subject application.

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Generally speaking, the reasons for this Petition are to eliminate the procedural dilemma which Applicants are otherwise placed in by having to choose between a new application while their "rights" are being adjudicated properly at the appellate level. It is obvious in this respect and from the Remarks made in the "Response" to the aforesaid Office Action, that Applicants have no desire to engage in any form of "double patenting", but that in order to be responsive to the Office Action within the statutory period allotted, Applicants must petition to stay further prosecution to allow the appropriate appellate process to take place. To do otherwise, i.e. to deny this Petition, would be to place Applicants in a very untenable and unfair position of having to cancel claims from one or the other application (the subject application having been filed to secure its later filing date should Applicants not prevail at the appellate level) since the sole issue in the parent case is one of "new matter."

Granting of this Petition is respectfully solicited. A check in the amount of \$130.00 is attached. If any further fees are required for this Petition, the Commissioner is hereby authorized to charge same to Applicants' undersigned attorney's account no. 13-5132.

Respectfully submitted,

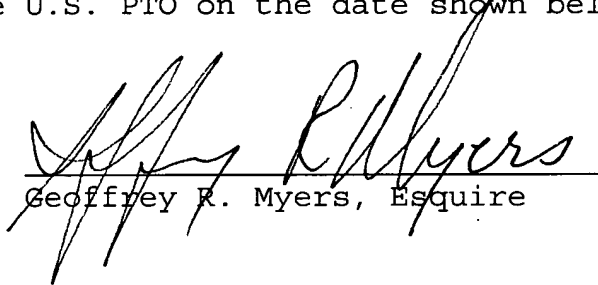


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I hereby certify that this document is being hand-delivered
to Group Art Unit 1315 at the U.S. PTO on the date shown below.

11-22-96
Date



Geoffrey R. Myers, Esquire